

## UNITED STATES PATENT AND TRADEMARK OFFICE

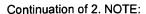
UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Vignina 22313-1450 www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
09/176,274	10/21/1998	HIDEAKI OHSHIMA	862.2492	7987	
5514 7	7590 08/01/2003			;	
FITZPATRICK CELLA HARPER & SCINTO			EXAMI	EXAMINER	
30 ROCKEFE NEW YORK, 1		•	BRIER, JEI	BRIER, JEFFERY A	
			ART UNIT	PAPER NUMBER	
			2672	19	
			DATE MAILED: 08/01/2003	' /	

Please find below and/or attached an Office communication concerning this application or proceeding.

	Application No.	Applicant(s)	
Advisory Action	09/176,274	OHSHIMA ET AL.	
Advisory Addon	Examiner	Art Unit	
	Jeffery A. Brier	2672	
The MAILING DATE of this communication appe	ears on the cover sheet with the c	correspondence ado	Îress
THE REPLY FILED 18 July 2003 FAILS TO PLACE THI Therefore, further action by the applicant is required to aviginal rejection under 37 CFR 1.113 may only be either: (1 condition for allowance; (2) a timely filed Notice of Appea Examination (RCE) in compliance with 37 CFR 1.114.	void abandonment of this applica ) a timely filed amendment whicl	ation. A proper repl h places the applica	ly to a ation in
PERIOD FOR RE	EPLY [check either a) or b)]		
a) The period for reply expires 6 months from the mailing date			
b) The period for reply expires on: (1) the mailing date of this a no event, however, will the statutory period for reply expire ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS 706.07(f).  Extensions of time may be obtained under 37 CFR 1.136(a). The fee have been filed is the date for purposes of determining the period of the under 37 CFR 1.17(a) is calculated from: (1) the expiration date of (2) as set forth in (b) above, if checked. Any reply received by the Officinely filed, may reduce any earned patent term adjustment. See 37 CFR 1.17(a) is calculated from: (1) the expiration date of (2) as set forth in (b) above, if checked. Any reply received by the Officinely filed, may reduce any earned patent term adjustment. See 37 CFR 1.17(a) is calculated from: (1) the mailing date of this and the provided in the file of the file	later than SIX MONTHS from the mailing FILED WITHIN TWO MONTHS OF The date on which the petition under 37 CF of extension and the corresponding amount the shortened statutory period for reply cellater than three months after the mai	g date of the final rejecting FINAL REJECTION.  R 1.136(a) and the approperation of the fee. The apporting in the final regions in the final regions.	ion. See MPEP ropriate extension ropriate extension Office action; or
<ul> <li>1. A Notice of Appeal was filed on 18 July 2003. Appear</li> <li>37 CFR 1.192(a), or any extension thereof (37 CFI)</li> </ul>	ellant's Brief must be filed within	•	in
2. The proposed amendment(s) will not be entered be	ecause:		
(a) X they raise new issues that would require furth	er consideration and/or search (	see NOTE below);	
(b)  they raise the issue of new matter (see Note b	pelow);		
(c) ☐ they are not deemed to place the application i issues for appeal; and/or	n better form for appeal by mate	rially reducing or si	mplifying the
(d) they present additional claims without cancel	ing a corresponding number of f	inally rejected claim	ıs.
NOTE: See Continuation Sheet.			
3. Applicant's reply has overcome the following rejection	tion(s):		
<ol> <li>Newly proposed or amended claim(s) would canceling the non-allowable claim(s).</li> </ol>	be allowable if submitted in a se	eparate, timely filed	amendment
5. ☑ The a) ☐ affidavit, b) ☐ exhibit, or c) ☑ request for application in condition for allowance because: See		idered but does NO	T place the
6. The affidavit or exhibit will NOT be considered bed raised by the Examiner in the final rejection.	ause it is not directed SOLELY t	to issues which wer	e newly
7. For purposes of Appeal, the proposed amendment explanation of how the new or amended claims we	• • •	•	and an
The status of the claim(s) is (or will be) as follows:			
Claim(s) allowed:	•		
Claim(s) objected to:			
Claim(s) rejected: <u>1-11,15-25 and 29</u> .			
Claim(s) withdrawn from consideration: 12-14 and	<u>26-28</u> .		
8. The proposed drawing correction filed on is	a) approved or b) disapp	roved by the Exam	iner.
9. Note the attached Information Disclosure Stateme	nt(s)( PTO-1449) Paper No(s).		
10. Other:	, , , , , , , , , , , , , , , , , , , ,		
		Jeffery A. Brier Primary Examiner Art Unit: 2672	

## **Continuation Sheet (PTO-303)**



The deletions and additions to claims 1, 15 and 29 raise new issues, these changes are relocating some limitations and eliminating some limitations. In claim 1 the objects are assigned rendering attributes but the claimed rendering means does not use the claimed rendering attributes. Similarly in claims 15 and 29 the claimed objects are assigned rendering attributes while the claimed rendering step does not use rendering attributes. Thus the changes to claims 1, 15 and 29 raise a 35 USC 112 second paragraph issue and possibly a first paragraph issue.

Continuation of 5, does NOT place the application in condition for allowance because:

The arguments presented by applicant in the two full paragraphs on page 13 of the 07/18/03 response have been considered. Applicant has made reference to page 34 lines 20-25, page 36 lines 12-18, page 40 lines 16-26 and page 41 lines 1-7 as supporting the claimed limitation of "each of said objects is assigned rendering attributes corresponding to the size and the output positions". The referenced sections of the specification does not describe rendering attributes, thus, applicants arguments are not persuasive.

JEFFERY BRIEN PRIMARY EXAMINER